

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Small Entity)

Docket No.
156.0001

In Re Application Of: STAN SCHALL, JR.

Serial No.
09/310,965

Filing Date
May 13, 1999

Examiner
J. Yu

Group Art Unit
3764

Invention: **EXERCISE APPARATUS**



TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of January 8, 2001 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: April 8, 2001
Date

until: July 9, 2001
Date

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.
☒ has already been filed in this application.

The fee for the extension of time is **\$445** and is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.
A duplicate copy of this sheet is enclosed.
☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.
A duplicate copy of this sheet is enclosed.

Signature

George A. Metzenthin
Reg. No. 41,995
CAHN & SAMUELS, LLP
2000 P Street N.W.
Suite 200
Washington, DC 20036-6924
(202) 331-8777
(202) 331-3838

CC:

Dated:

07/11/2001 RHARIS1 00000035 09310965

445.00 0P
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I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

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JUL 13 2001

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3764

PTO/SB/17 (11-00)
Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|------------------|
| Application Number | 09/310,965 |
| Filing Date | May 13, 1999 |
| First Named Inventor | Stan Schall, Jr. |
| Examiner Name | J. Yu |
| Group Art Unit | 3764 |
| Attorney Docket No. | 156.0001 |

TOTAL AMOUNT OF PAYMENT **\$574.00**

METHOD OF PAYMENT

☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number

Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR § 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|----------|----------|------------------------|----------|
| 101 | 710 | 201 | 355 | | | Utility filing fee | |
| 106 | 320 | 206 | 160 | | | Design filing fee | |
| 107 | 490 | 207 | 245 | | | Plant filing fee | |
| 108 | 710 | 208 | 355 | | | Reissue filing fee | |
| 114 | 150 | 214 | 75 | | | Provisional filing fee | |
| SUBTOTAL (1) | | | | | | | |

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 21 | -20** = 1 | 9.00 | 9.00 |
| 6 | -3** = 3 | 40.00 | 120.00 |
| Multiple Dependent | | | |

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|--------------|--------------|----------|----------|----------|----------|--|
| 103 | 18 | 203 | 9 | | | Claims in excess of 20 |
| 102 | 80 | 202 | 40 | | | Independent claims in excess of 3 |
| 104 | 270 | 204 | 135 | | | Multiple dependent claim, if not paid |
| 109 | 80 | 209 | 40 | | | ** Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | | | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) **\$129.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|---------------------|--------------|----------|----------|----------|----------|--|----------|
| 105 | 130 | 205 | 65 | | | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 | 25 | | | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | | | Non - English specification | |
| 147 | 2,520 | 147 | 2,520 | | | For filing a request for <i>ex parte</i> reexamination | |
| 112 | 920* | 112 | 920* | | | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | | | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | | | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | | | Extension for reply within second month | |
| 117 | 890 | 217 | 445 | | | Extension for reply within third month | 445.00 |
| 118 | 1,390 | 218 | 695 | | | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | | | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | | | Notice of Appeal | |
| 120 | 310 | 220 | 155 | | | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | | | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | | | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | | | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | | | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | | | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | | | Design issue fee | |
| 144 | 600 | 244 | 300 | | | Plant issue fee | |
| 122 | 130 | 122 | 130 | | | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | | | Processing fee under 37 CFR § 1.17(q) | |
| 126 | 180 | 126 | 180 | | | Submission of Information Disclosure Statement | |
| 581 | 40 | 581 | 40 | | | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | | | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | 249 | 355 | | | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 710 | 279 | 355 | | | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | | | Request for expedited examination of a design application | |
| Other fee (specify) | | | | | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **\$445.00**

SUBMITTED BY

| | | | | | |
|-------------------|-----------------------------|-----------------------------------|--------------|-----------|----------------|
| Name (Print/Type) | George A. Metzenthin | Registration No. (Attorney/Agent) | 41,995 | Telephone | (202) 331-8777 |
| Signature | <i>George A. Metzenthin</i> | Date | July 9, 2001 | | |

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Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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